

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT
 BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING
OFFENSE CHARGED

SEE ATTACHMENT

E-filing

PENALTY: SEE ATTACHMENT

- ☐
- Petty
-
- ☐
- Minor
-
- ☐
- Misdemeanor
-
- ☒
- Felony

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

FILED

DEFENDANT - U.S.

MAR 26 2008

▶ ANTONIO DURAN-PEREZ

RICHARD W. WIEKING

CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

DISTRICT COURT NUMBER

CR08-0193 DLJ**PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

FEDERAL BUREAU OF INVESTIGATION

- ☐
- person is awaiting trial in another Federal or State Court,
-
- give name of court

- ☐
- this person/proceeding is transferred from another district
-
- per (circle one) FRCrp 20, 21, or 40. Show District

- ☐
- this is a reprosecution of
-
- charges previously dismissed
-
- which were dismissed on motion
-
- of:

☐ U.S. ATTORNEY ☐ DEFENSE
SHOW
DOCKET NO.

- ☐
- this prosecution relates to a
-
- pending case involving this same
-
- defendant

MAGISTRATE
CASE NO.

- ☒
- prior proceedings or appearance(s)
-
- before U.S. Magistrate regarding this
-
- defendant were recorded under

4:08-70155 WDB

Name and Office of Person

Furnishing Information on this form JOSEPH P. RUSSONIELLO

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S.

Attorney (if assigned) JAMES C. MANN, AUSA

DEFENDANT**IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

- 1)
- ☐
- If not detained give date any prior
-
- summons was served on above charges
-
- 2)
- ☐
- Is a Fugitive
-
- 3)
- ☐
- Is on Bail or Release from (show District)

IS IN CUSTODY

- 4)
- ☒
- On this charge
-
- 5)
- ☐
- On another conviction }
- ☐
- Federal
- ☐
- State
-
- 6)
- ☐
- Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

 Has detainer ☐ Yes
 been filed? ☐ No

 If "Yes"
 give date
 filed
DATE OF
ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED
TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**
☐ SUMMONS ☒ NO PROCESS* ☐ WARRANT

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

Bail Amount: _____

 * Where defendant previously apprehended on complaint, no new summons or
 warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____ Before Judge: _____

Comments:

**ATTACHMENT TO PENALTY SHEET FOR ANTONIO DURAN-PEREZ AND
DANIEL DURAN-PEREZ**

COUNT ONE: 21 U.S.C. §§ 846 and 841(a)(1), (b)(1)(A)(viii) - Conspiracy To Possess With Intent To Distribute And To Distribute A Schedule II Controlled Substance (Methamphetamine).

If 851 Information alleging prior felony narcotics conviction filed:

- | | | |
|-----|---------------------|--|
| (1) | Imprisonment: | Maximum Life Imprisonment Mandatory Minimum 20 Years Imprisonment |
| (2) | Fine: | Maximum \$8,000,000 |
| (3) | Supervised Release: | Maximum Lifetime Mandatory Minimum 10-Year Term |
| (4) | Special Assessment: | \$100.00 |

If 851 Information alleging prior felony narcotics conviction not filed:

- | | | |
|-----|---------------------|--|
| (1) | Imprisonment: | Maximum Life Imprisonment Mandatory Minimum 10 Years Imprisonment |
| (2) | Fine: | Maximum \$4,000,000 |
| (3) | Supervised Release: | Maximum Lifetime Mandatory Minimum 5-Year Term. |
| (4) | Special Assessment: | \$100.00 |

COUNT TWO: 21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii) - Distribution Of A Schedule II Controlled Substance (Methamphetamine).

If 851 Information alleging prior felony narcotics conviction filed:

- | | | |
|-----|---------------------|--|
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PENALTY: SEE ATTACHMENT

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Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

MAR 26 2008

DEFENDANT - U.S.
 RICHARD W. WIERING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND

DANIEL DURAN-PEREZ

DISTRICT COURT NUMBER

CR08-0193 DLJ

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☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:

☐ U.S. ATTORNEY ☐ DEFENSE

SHOW DOCKET NO.

☐ this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

☒ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

4:08-70155 WDB

Name and Office of Person

Furnishing Information on this form JOSEPH P. RUSSONIELLO

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S.

Attorney (if assigned) JAMES C. MANN, AUSA

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 Has detainer been filed? ☐ Yes ☐ No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

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Defendant Address:

Date/Time: _____ Before Judge: _____

Comments:

**ATTACHMENT TO PENALTY SHEET FOR ANTONIO DURAN-PEREZ AND
DANIEL DURAN-PEREZ**

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| (3) | Supervised Release: | Maximum Lifetime Mandatory Minimum 5-Year Term. |
| (4) | Special Assessment: | \$100.00 |

COUNT TWO: 21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii) - Distribution Of A Schedule II Controlled Substance (Methamphetamine).

If 851 Information alleging prior felony narcotics conviction filed:

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|-----|---------------------|--|
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| (4) | Special Assessment: | \$100.00 |

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: OAKLAND

CR08-0193 DLJ

UNITED STATES OF AMERICA,

v.

E-filing

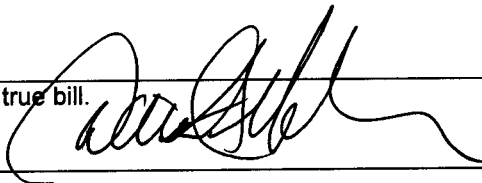
ANTONIO DURAN-PEREZ and
DANIEL DURAN-PEREZ,

DEFENDANT(S).

INDICTMENT

21 U.S.C. §§ 846 and 841(a)(1), (b)(1)(A)(viii) – Conspiracy To
Possess With Intent To Distribute And To Distribute
Methamphetamine; 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(A)(viii) –
Possession With Intent To Distribute Methamphetamine

A true bill.



Foreman

Filed in open court this 26 day of

MARCH 2008

Clerk

Bail \$

Wayne D. Brazil No process. 3/26/08.

FILED
2008 MAR 26 PM 12:32
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOSEPH P. RUSSONIELLO (CABN 44332)
United States Attorney

FILED
2008 MAR 26 PM 12:32
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

E-filing

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANTONIO DURAN-PEREZ and
DANIEL DURAN-PEREZ,

Defendant.

CR08-0193

DLJ

VIOLATIONS: 21 U.S.C. §§ 846 and
841(a)(1), (b)(1)(A)(viii) – Conspiracy To
Possess With Intent To Distribute And To
Distribute Methamphetamine; 21 U.S.C. §§
841(a)(1) and 841(b)(1)(A)(viii) –
Possession With Intent To Distribute
Methamphetamine

OAKLAND VENUE

INDICTMENT

The Grand Jury charges:

COUNT ONE: (21 U.S.C. §§ 846 and 841(a)(1), (b)(1)(A)(viii) – Conspiracy To Possess
With Intent To Distribute And To Distribute Methamphetamine)

On or about March 14, 2008, in the Northern District of California, the defendants,

ANTONIO DURAN-PEREZ and
DANIEL DURAN-PEREZ,

did knowingly and intentionally conspire to possess with intent to distribute and to distribute a

INDICTMENT

Schedule II controlled substance, namely, at least 500 grams of a mixture and substance containing a detectable amount of methamphetamine, in violation of Title 21, United States Code, Sections 846 and 841(a)(1), (b)(1)(A)(viii).

COUNT TWO: (21 U.S.C. §§ 841(a)(1) and 841(b)(1)(A)(viii) – Possession With Intent To Distribute Methamphetamine)

On or about March 14, 2008, in the Northern District of California, the defendants,

ANTONIO DURAN-PEREZ and
DANIEL DURAN-PEREZ,

did knowingly and intentionally possess with intent to distribute a Schedule II controlled substance, namely, at least 500 grams of a mixture and substance containing a detectable amount of methamphetamine, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(viii).

DATED: March 26, 2008

A TRUE BILL.

FOREPERSON

JOSEPH P. RUSSONIELLO
United States Attorney

W. DOUGLAS SPRAGUE
Chief, Oakland Branch

(Approved as to form: AUSA J.C. MANN)

INDICTMENT